

**SUPREME COURT MINUTES  
THURSDAY, OCTOBER 16, 2003  
SAN FRANCISCO, CALIFORNIA**

<b>S118121</b> G030377 Fourth Appellate District, Division Three	COMMONWEALTH ENERGY v. INVESTOR DATA Time extended to grant or deny review  to November 7, 2003
<b>S118489</b> B163651 Second Appellate District, Division Eight	GOMEZ v. S.C. (WALT DISNEY CO.) Time extended to grant or deny review  to November 24, 2003
<b>S118490</b> E031802 Fourth Appellate District, Division Two	RALPHS GROCERY v. CALIFORNIA DEPT OF FOOD & AGRICULTURE Time extended to grant or deny review  to November 24, 2003
<b>S118606</b> B169210 Second Appellate District, Division One	BROWN v. S.C. (PEOPLE) Time extended to grant or deny review  to November 26, 2003
<b>S118680</b> B160174 Second Appellate District, Division Four	HANJIN INTL. CORP. v. L.A. METROPOLITAN TRANSPORTATION AUTHORITY Time extended to grant or deny review  to November 26, 2003
<b>S112624</b> B143162 Second Appellate District, Division Five	LEWIS JORGE CONSTRUCTION v. POMONA USD Extension of time granted  to November 12, 2003
<b>S114715</b> B151534 Second Appellate District, Division Seven	FLETCHER v. DAVIS Extension of time granted  to November 7, 2003 to file appellant's answer brief on the merits.

**S115998**  
C037845 Third Appellate District

PEOPLE v. LANGSTON  
Extension of time granted

to November 12, 2003 for appellant to file the  
answer brief on the merits.

**S117156**  
A098396 First Appellate District,  
Division Three

KIDS AGAINST POLLUTION v. CALIFORNIA  
DENTAL  
Extension of time granted

to November 17, 2003

**S117442**  
C042637 Third Appellate District

J. (RHONDA), IN RE  
Counsel appointment order filed

Upon request of appellant for appointment of  
counsel, Konrad S. Lee is hereby appointed to  
represent appellant on her appeal now pending  
in this court.

**S117796**  
C042068 Third Appellate District

PEOPLE v. MARICHALAR  
Counsel appointment order filed

Upon request of appellant for appointment of  
counsel, the Central California Appellate  
Program is hereby appointed to represent  
appellant on his appeal now pending in this  
court.

**S117879**  
F038393 Fifth Appellate District

PEOPLE v. CHACON  
Counsel appointment order filed

Rachel Lederman to represent appellant.  
Appellant's brief on the merits shall be filed on  
or before 30 days from the date respondent's  
opening brief on the merits is filed.

**S117964**  
C035317 Third Appellate District

PEOPLE v. YARTZ  
Counsel appointment order filed

Upon request of appellant for appointment of  
counsel, Linn Davis is hereby appointed to

represent appellant on his appeal now pending in this court.

Appellant's brief on the merits shall be served and filed on or before thirty ( 30) days from the date respondent's opening brief on the merits is filed.

**S118130**

ADKINS (TRAVON) ON H.C.  
Order filed

The order filed September 19, 2003, extending time to grant or deny review to and including October 24, 2003, is hereby vacated.

**S118232**

IN THE MATTER OF THE SUSPENSION OF  
ATTORNEYS FOR NONPAYMENT OF DUES  
Order filed

Due to clerical error on the part of The State Bar of California, and good cause appearing, it is ordered that the order of suspension for nonpayment of dues filed on August 28, 2003, effective September 16, 2003, be amended nunc pro tunc to strike the name of **Stacey Kivel**.

**S117217**

YOUNG ON DISCIPLINE  
Recommended discipline imposed: disbarred

It is hereby ordered that **LYNN S. YOUNG, State Bar No. 54860**, be disbarred from the practice of law and that her name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

S117430

MORGAN ON DISCIPLINE

Recommended discipline imposed

It is ordered that **MELANIE LUCILLE MORGAN, State Bar No. 131116**, be suspended from the practice of law for four years and until she complies with the requirements of standard 1.4(c)(ii), as set forth more fully below, that execution of the suspension be stayed, and that she be placed on probation for five years on condition that she be actually suspended for 18 months and until she has shown proof satisfactory to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. **Melanie Lucille Morgan** is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on January 8, 2003, as modified by its order filed June 11, 2003. **Melanie Lucille Morgan** is not required to take and pass the Multistate Professional Responsibility Examination unless and until she seeks to be relieved of her actual suspension pursuant to standard 1.4(c)(ii), as set forth above. **Melanie Lucille Morgan** is further ordered to comply with rule 955 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar and one-third of said costs shall be added to and become part of the membership fees for the years 2004, 2005 and 2006. (Bus. & Prof. Code section 6086.10.) \*(See Bus. & Prof. Code, § 6126, subd. (c).)

S117857

MCCANN ON DISCIPLINE

Recommended discipline imposed: disbarred

It is ordered that **Douglas Edward McCann, State Bar Number 119928**, be disbarred from the practice of law in the State of California and

that his name be stricken from the Roll of Attorneys of all persons admitted to practice in this state. McCann is ordered to comply with rule 955 of the California Rules of Court and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar.  
\*(See Bus. & Prof. Code, § 6126, subd. (c).)

S117859

PARQUETTE ON DISCIPLINE  
Recommended discipline imposed

It is ordered that **William Peter Parquette, State Bar No. 114325**, be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice, and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including one year of actual suspension, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on June 12, 2003. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar, and one-fourth of the costs shall be added to and become a part of Parquette's membership fees for the years 2004, 2005, 2006, and 2007. (Bus. & Prof. Code, § 6086.10.)  
\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S117860**

GOTLIEB ON DISCIPLINE

Recommended discipline imposed: disbarred

It is hereby ordered that **LAWRENCE M. GOTLIEB, State Bar No. 165462**, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S117861**

ANTON ON DISCIPLINE

It is ordered that **DAVID C. ANTON, State Bar No. 94852**, be suspended from the practice of law for two years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including 90 days actual suspension, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on June 11, 2003. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

\*(See Bus. & Prof. Code, § 6126, subd. (c).)

S117863

DELANEY ON DISCIPLINE  
Recommended discipline imposed

It is ordered that **Helen Louise Delaney, State Bar Number 105560**, be suspended from the practice of law in the State of California for eighteen months, that execution of the eighteen-month suspension be stayed, and that she be actually suspended from the practice of law in this state for sixty days and until she files and the State Bar Court grants a motion, under rule 205 of the Rules of Procedure of the State Bar, to terminate her actual suspension as recommended by the Hearing Department of the State Bar Court in its decision filed on May 27, 2003. If the State Bar Court grants a motion to terminate Delaney's actual suspension, it is authorized to place her on probation for a specified period of time and to impose on her such conditions of probation that it deems necessary or appropriate in light of the misconduct found in this proceeding. Delaney is ordered to comply with any such probation conditions imposed on her by the State Bar Court. If the period of Delaney's actual suspension extends for two or more years, she shall remain on actual suspension until she shows proof satisfactory to the State Bar Court of her rehabilitation, present fitness to practice, and present learning and ability in the general law in accordance with standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Delaney is also ordered to take and pass the Multistate Professional Responsibility Examination within the longer of one year after the effective date of this order or the period of her actual suspension and to provide satisfactory proof of her passage of that examination to the State Bar's Probation Unit in Los Angeles within that same period of time. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Further, if the period of Delaney's actual suspension extends for ninety or more days, she is ordered to comply with rule 955 of the California Rules of Court and to perform the acts specified in subdivisions (a) and (c) of that rule within 120 and 130 calendar

days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.  
\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S119624****PATRICK ON RESIGNATION**

Resignation accepted with disc. proceeding pending

The voluntary resignation of **Thomas Dale Patrick, State Bar No. 94245**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is filed.\* Costs are awarded to the State Bar.  
\*(See Bus. & Prof. Code, § 6126, subd. (c).)

**S119628****DONOVAN ON RESIGNATION**

The voluntary resignation of **CHRISTINA C. DONOVAN, State Bar No. 163261**, as a member of the State Bar of California is accepted.

**S119629****FREEMOND ON RESIGNATION**

The voluntary resignation of **RONALD H. FREEMOND, State Bar No. 26718**, as a member of the State Bar of California is accepted.

**S119631****HARTUNG ON RESIGNATION**

The voluntary resignation of **STEPHANIE ROBERTS HARTUNG, State Bar No. 174200**, as a member of the State Bar of California is accepted.



SAN FRANCISCO

OCTOBER 16, 2003

1702

**S020244**

PEOPLE v. HERNANDEZ (JESUS CIANEZ)  
Order filed – Court's 150 days statement.

**D039839** Fourth Appellate District

PEOPLE v. WEST (CATHERINE A.)  
Order filed

The time for granting review on the court's own motion is hereby extended to and including November 4, 2003. (Cal. Rules of Court, rule 28.2(d).)